

**MATTIONI, LTD.**

BY: Faustino Mattioni

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*Attorneys for Defendants Sportservice Corporation  
and Delaware North Companies***UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF PENNSYLVANIA**

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JOY HOFFMAN*Plaintiff*

v.

PHILADELPHIA EAGLES

FOOTBALL CLUB, EAGLES

STADIUM OPERATOR, LLC,

SPORTSERVICE CORPORATION,

DELAWARE NORTH COMPANIES

AND PENN SPORTSERVICE, INC.

*Defendants*

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**Civil Action No.: 06-1252****DEFENDANT, SPORTSERVICE CORPORATION'S  
ANSWER TO DEFENDANTS' CROSS-CLAIMS**

Defendant, Sportservice Corporation, by and through their attorneys, Mattioni, Ltd.,  
hereby responds to Defendants' Cross-Claims, upon information and belief, as follows:

**FIRST CROSS-CLAIM**

1. Answering Defendant incorporates its Answer, including Affirmative Defenses, to  
the averments contained in Plaintiff's Amended Complaint as if fully set forth herein.

2. To the extent that the averments incorporated in this paragraph are conclusions of  
law, no response is required under the Rules, as they are deemed denied. To the extent a

response may be required, Answering Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments incorporated in this paragraph and, therefore, they are deemed denied.

3. Denied as to Answering Defendant. By way of further answer, Answering Defendant is without knowledge or information sufficient to form a belief as to the truth of the remaining averments contained in this paragraph and, therefore, they are deemed denied.

4. The averments contained in this paragraph are conclusions of law to which no response is required under the Rules, as they are deemed denied. To the extent a response may be required, the averments regarding Answering Defendant are denied. By way of further answer, Answering Defendant is without knowledge or information sufficient to form a belief as to the truth of the remaining averments contained in this paragraph and, therefore, they are deemed denied.

5. The averments contained in this paragraph are conclusions of law to which no response is required under the Rules, as they are deemed denied. To the extent a response may be required, the averments regarding Answering Defendant are denied. By way of further answer, Answering Defendant is without knowledge or information sufficient to form a belief as to the truth of the remaining averments contained in this paragraph and, therefore, they are deemed denied.

WHEREFORE, Defendant, Sportservice Corporation, demands that Defendants' Cross-Claim against them be dismissed with prejudice, and that they be awarded such other and further relief as this Honorable Court deems appropriate.

### **SECOND CROSS-CLAIM**

This Cross-Claim is not directed against Answering Defendant and, accordingly, no response is required. To the extent a response may be required, Answering Defendant incorporates its Answer, including Affirmative Defenses, to the averments contained in Plaintiff's Amended Complaint, as well as its Answer to the First Cross-Claim, as if fully set forth herein. To the extent that the averments contained in this Cross-Claim are conclusions of law no response is required under the Rules, as they are deemed denied. By way of further answer, Answering Defendant is without knowledge or information sufficient to form a belief as to the truth of the remaining averments contained in this Cross-Claim and, therefore, they are deemed denied.

WHEREFORE, Defendant, Sportservice Corporation, demands that Defendants' Cross-Claim against them be dismissed with prejudice, and that they be awarded such other and further relief as this Honorable Court deems appropriate.

### **THIRD CROSS-CLAIM**

This Cross-Claim is not directed against Answering Defendant and, accordingly, no response is required. To the extent a response may be required, Answering Defendant incorporates its Answer, including Affirmative Defenses, to the averments contained in Plaintiff's Amended Complaint, as well as its Answer to the First Cross-Claim, as if fully set forth herein. To the extent that the averments contained in this Cross-Claim are conclusions of law no response is required under the Rules, as they are deemed denied. By way of further answer, Answering Defendant is without knowledge or information sufficient to form a belief as to the truth of the remaining averments contained in this Cross-Claim and, therefore, they are deemed denied.

WHEREFORE, Defendant, Sportservice Corporation, demands that Defendants' Cross-Claim against them be dismissed with prejudice, and that they be awarded such other and further relief as this Honorable Court deems appropriate.

**AFFIRMATIVE DEFENSES**

1. Sportservice Corporation is not a proper party to this action.
2. The claims against Sportservice Corporation are frivolous and should be dismissed immediately to avoid Rule 11 sanctions.
3. Defendants have failed to state claims or causes of action upon which relief may be granted against Answering Defendant.
4. Answering Defendant incorporates by reference the applicable defenses asserted by the other parties in this action.

WHEREFORE, Defendant, Sportservice Corporation, demands that Defendants' Cross-Claim against them be dismissed with prejudice, and that they be awarded such other and further relief as this Honorable Court deems appropriate.

MATTIONI, LTD

BY: s/ George R. Zacharkow  
Faustino Mattioni  
George R. Zacharkow

Dated: June 9, 2006

**CERTIFICATE OF SERVICE**

\_\_\_\_\_, I, George R. Zacharkow, hereby certify that a true and correct copy of Sportservice Corporation's Answer to Defendants' Cross-Claims, was served electronically and via first class mail on June 9, 2006 to the following attorneys:

Daniel S. Sweetser, Esquire  
Lozier, Lazzaro & Sweetser, PC  
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John E. Tyrrell, Esquire  
Hollstein Keating  
Eight Penn Center  
1628 JFK Blvd., Suite 2000  
Philadelphia, PA 19103

s/ George R. Zacharkow

Dated: June 9, 2006